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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10
11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.
14

15 LUIS MARGADO DURAN,

16 Defendant.
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Case No. 2:23-cr-00069-BNW-1

**UNOPPOSED MOTION FOR
RETURN OF PROPERTY¹**

18 Defendant Luis Margado Duran, by and through his attorney of record,
19 Keisha K. Matthews, Assistant Federal Public Defender, moves this Court to

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¹ This motion is timely filed, no deadline applicable.

1 order Pre-Trial Services to return Mr. Margado Duran's passport. This motion is
2 based on the following Memorandum of Points and Authorities.

3 DATED this 27th of November 2023.

4 RENE L. VALLADARES
5 Federal Public Defender

6 /s/ Keisha K. Matthews
7 KEISHA K. MATTHEWS
8 Assistant Federal Public Defender
9 Attorney for Luis Margado Duran
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1 **MEMORANDUM OF POINTS AND AUTHORITIES**

2 On April 24, 2023, Mr. Margado Duran appeared for his initial appearance
3 in the above referenced matter. After the hearing, he reported to Pre-Trial
4 Services where he was required to remit his Mexican Passport pending the
5 outcome of his case. The government has since presented Mr. Margado Duran
6 with a pre-trial diversion offer. The terms of the offer require Mr. Margado
7 Duran to obtain a valid driver's license, pay a fine of \$100, stay out of Lake Mead
8 for six-months, and have no adverse contact with law enforcement during the
9 same six-month period. If completed, the government agreed to dismiss the case.

10 On November 17, 2023, Mr. Margado Duran successfully completed the
11 conditions of his pre-trial diversion agreement, and his case was dismissed. His
12 passport is still in the possession of Pre-Trial Services.

13 In light of the fact that his case has been dismissed, Mr. Margado Duran
14 respectfully requests this Court order Pre-Trial Services to return his passport
15 without undue delay.

16 DATED this 27th day of November 2023.

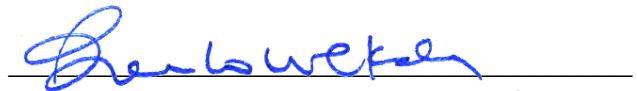
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18 RENE L. VALLADARES
19 Federal Public Defender

20 /s/ Keisha K. Matthews
21 KEISHA K. MATTHEWS
22 Assistant Federal Public Defender
23 Attorney for Luis Margado Duran
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ORDER

IT IS THEREFORE ORDERD that Pre-Trial Services shall return Mr. Luis Margado Duran's passport without undue delay.

DATED this 28 day of November 2023.



UNITED STATES MAGISTRATE JUDGE